

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

RICHARD MILLS,

Petitioner,

v.

ORDER
06-CV-843A

SUPERINTENDENT T. POOLE, et al.,

Respondents.

This case was referred to Magistrate Judge Victor E. Bianchini, pursuant to 28 U.S.C. § 636(b)(1)(A). On December 27, 2007, petitioner filed a motion for leave to file an amended petition.

On April 2, 2008, Magistrate Judge Bianchini filed an Order, denying petitioner's motion.

Pursuant to 28 U.S.C. § 636(b)(1)(A), the district court "may reconsider any pretrial matter under this section where it has been shown that the magistrate's order is clearly erroneous or contrary to law." The court has reviewed petitioner's objections and Magistrate Judge Bianchini's Order. Upon such review and after hearing argument from counsel, the Court finds that Magistrate Judge Bianchini's Order is neither clearly erroneous nor contrary to law.

Accordingly, the Court affirms the Order.

SO ORDERED.

s/ Richard J. Arcara
HONORABLE RICHARD J. ARCARA
CHIEF JUDGE
UNITED STATES DISTRICT COURT

DATED: April 14, 2008